

1  
2  
3  
4  
5  
6  
7  
8                   UNITED STATES DISTRICT COURT  
9                   EASTERN DISTRICT OF WASHINGTON

10                  GEORGE BOSSARD,

11                  Plaintiff,

12                  v.

13                  NANCY A. BERRYHILL,  
14                  Acting Commissioner of Social  
15                  Security,

16                  Defendant.

17                  No. 1:16-cv-03088-RHW

18                  **ORDER GRANTING MOTION FOR**  
19                  **REMAND FOR FURTHER**  
20                  **PROCEEDINGS**

21                  Before the Court is a Stipulated Motion for Remand and jointly move the  
22                  Court to remand for further administrative proceedings. **ECF No. 21.** Based on the  
23                  agreement of the parties and the record, the Court finds good cause to grant the  
24                  motion.

25                  The Commissioner's decision to deny Plaintiff's application for disability  
26                  benefits is **REVERSED** and **REMANDED** for further proceedings including a de  
27                  novo hearing pursuant to sentence four of 42 U.S.C. § 405(g). Upon remand, the  
28                  administrative law judge shall reevaluate the medical opinion evidence, including  
                that of Dr. Mary Pellicer, M.D. Credibility, residual functional capacity, and step  
                five analysis shall also be reevaluated as necessary.

//

**ORDER GRANTING MOTION FOR REMAND ~ 1**

1 Accordingly, **IT IS HEREBY ORDERED:**

2 1. The parties' Stipulated Motion for Remand, ECF No. 21, is **GRANTED**.

3 2. The Commissioner's decision is **REVERSED** and this matter is

4 **REMANDED** for further administrative proceedings consistent with this order.

5 3. All pending motions in this matter are now moot.

6 4. Reasonable attorney fees shall be awarded under the Equal Access to

7 Justice Act, 28 U.S.C. § 2412, upon proper request to the Court.

8 **IT IS SO ORDERED.** The District Court Executive is directed to enter this  
9 Order, forward copies to counsel, and **close the file**.

10 **DATED** this 17th day of February, 2017.

11  
12 *s/Robert H. Whaley*  
13 ROBERT H. WHALEY  
Senior United States District Judge  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28